



CITY OF HAVERHILL CITY COUNCIL AGENDA

Tuesday, September 5, 2017 at 7:00 PM
City Council Chambers, 4 Summer St, Room 202

- 1. OPENING PRAYER**
- 2. PLEDGE OF ALLEGIANCE**
- 3. APPROVAL OF MINUTES OF PREVIOUS MEETING**
- 4. ASSIGNMENT OF THE MINUTES REVIEW FOR THE NEXT MEETING**
- 5. COMMUNICATIONS FROM THE MAYOR**
- 6. COMMUNICATIONS AND REPORTS FROM CITY OFFICERS AND EMPLOYEES**
- 7. UTILITY HEARING(S) AND RELATED ORDER(S)**

7.1. HEARINGS AND RELATED ORDER

- 8. PUBLIC PARTICIPATION- REQUESTS UNDER COUNCIL RULE 28**

9. APPOINTMENTS:

- 9.1. Confirming Appointments**
- 9.2. Non-Confirming Appointments:**
- 9.3. Resignations**

10. PETITIONS:

10.1. Applications

- 10.1.1. Application for Permit from *Haverhill Firefighters Local 1011* for 5K Road Race to start and end in Lafayette sq; Sunday, September 10th; 12 noon to 1:30 pm**
Has Police approval Attachment

10.2. Applications/Handicap Parking Signs:

10.3. Tag Days:

10.4. Annual License Renewals:

- 10.4.1. Hawker Peddlers License Renewals 2017**
- 10.4.2. Coin-Op License Renewals 2017**
- 10.4.3. Sunday Coin-Op License Renewals 2017**
- 10.4.4. Drainlayer License 2017:**
 - 10.4.4.1. John L Enos - renewal** Attachment

10.4.5. Taxi Driver License

10.4.6. Taxi License

10.4.7. Junk Dealer License

10.4.8. Pool Tables:

10.4.8.1. Sunday Pool:

10.4.9. Bowling:

10.4.10. Buy & Sell Second Hand Articles:

10.4.11. Pawnbroker license:

10.4.12. Buy & Sell Old Gold:

- 10.4.12.1. *House of Pawn – 24 Emerson st; Aidria Torres*** Attachment
Has Police approval

10.4.13. Exterior Vending Machines:



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11. MOTIONS AND ORDERS

11.1. ORDERS

- 11.1.1. Order – Precinct Officers appointed by Mayor in the several wards of the City for the year 2017
- 11.1.2. Order – That *Haverhill School Committee* is authorized to execute a Lease Agreement with *Haverhill Housing Authority* for the lease of real property, including the buildings thereon, located at 60 Brown Street, formerly known as the Department of Public Property Barn; Assessors' Map 423, Block 151, Lot 17, containing approximately 0.786 acres; commencing on October 1 2017 and terminating on September 30, 2022
Related communication from City Solicitor, William Cox
- 11.1.3. Order – Election Warrant - Special State Primary Election to be held on Tuesday, October 10 2017; for Representative in General Court – Third Essex Representative District
- 11.1.4. Order – Election Warrant – Election to be held on Tuesday, November 7 2017; for Mayor, City Councillors, School Committee, and Representative in General Court
- 11.1.5. Order – Authorize Treasurer to use qualified bonds on a blanket basis
Related communication from City Auditor, Charles Benevento Attachment

11.2. MONTHLY REPORTS

12. COMMUNICATIONS FROM COUNCILLORS

- 12.1. Communication from President Michitson and Councillor McGonagle requesting to introduce Police Chief Alan DeNaro to address City Council on recent shootings in Haverhill and associated action taken by Haverhill Police Department
- 12.2. Communication from Councillor Barrett requesting a discussion regarding cleaning of trash on streets and the need for more frequent clean up days Attachments
- 12.3. Communication from Councillor Vargas requesting to introduce Eridania Nieves and youth leaders of the Violence Intervention and Prevention (VIP) team to discuss the upcoming Walk for Peace
- 12.4. Communication from Councillor Joseph Bevilacqua requesting a discussion regarding 20 Arlington Street
- 12.5. Communication from Councillor Joseph Bevilacqua requesting a discussion regarding residential project signs
- 12.6. Communication from Councillor Sullivan requesting a discussion about school bus drop off/pick up safety at all public schools Attachments

13. UNFINISHED BUSINESS OF PRECEDING MEETINGS

NO SCHEDULE

14. RESOLUTIONS AND PROCLAMATIONS

NO SCHEDULE



CITY OF HAVERHILL CITY COUNCIL AGENDA

**Tuesday, September 5, 2017 at 7:00 PM
City Council Chambers, 4 Summer St, Room 202**

15. COUNCIL COMMITTEE REPORTS AND ANNOUNCEMENTS

NO SCHEDULE

16. DOCUMENTS REFERRED TO COMMITTEE STUDY

17. ADJOURN

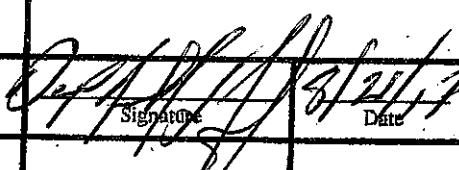


City of Haverhill
Application for Permit

10.1.1.


Name of Organization	Haverhill Fire Fighters Local 1011		
Address of Organization	75 KNOX AVE Sunday		
Requesting Permit for (List Type of event)	Road Race 5K	Date & Time	9/10/17 1200-1300
Location of Event	STARS AND STRIPS Lafayette Square		
Authorized or Contact Person	Tim Caridi	Telephone/Cell #/Pager # (Indicate if pager)	(978) 994-9380

(To be completed for use of City Property/Outdoor Activity and other Special Events)

Approval of Fire Chief (Where applicable)			
Approval of the Recreational Director Required for all recreational facilities		9/21/17	Comments/Restrictions
Approval of the Chief of Police Required for all OUTDOOR EVENTS i.e.: Parades/Carnivals/Community Events			Fix as needed

General Release & Indemnity Agreement

The Above organization in consideration of the permit granted by the City Council as above requested hereby remises, releases and forever discharges the City of Haverhill, its respectful employees, agents and attorneys from all manner of actions, causes of actions, debts, dues, claims and demands both in law and equity, more especially any and all claims as a result of the issuance of this permit and or use of any City Property, including, but not limited to, property damages and personal injuries resulting from the same.

X Signature of Authorized Agent of Organization:  Date: 9/21/17

Signature Witnessed by: _____ Date: _____

City Council will hear request for application on: _____
Applicant must attend Yes [] No [] (date) (time)

Office Use

Permit

Permit approved on: _____ Proof of Insurance _____ # Detail Officers _____
Policy Number/Exp. Date _____

Attendance Limited to: _____ Other Restrictions/requirements: _____

Signed: _____ Issued on: _____ Seal
City Clerk



MICHELOB ULTRA
EXTRA MILE EVENTS
CHALLENGE

JOIN NOW

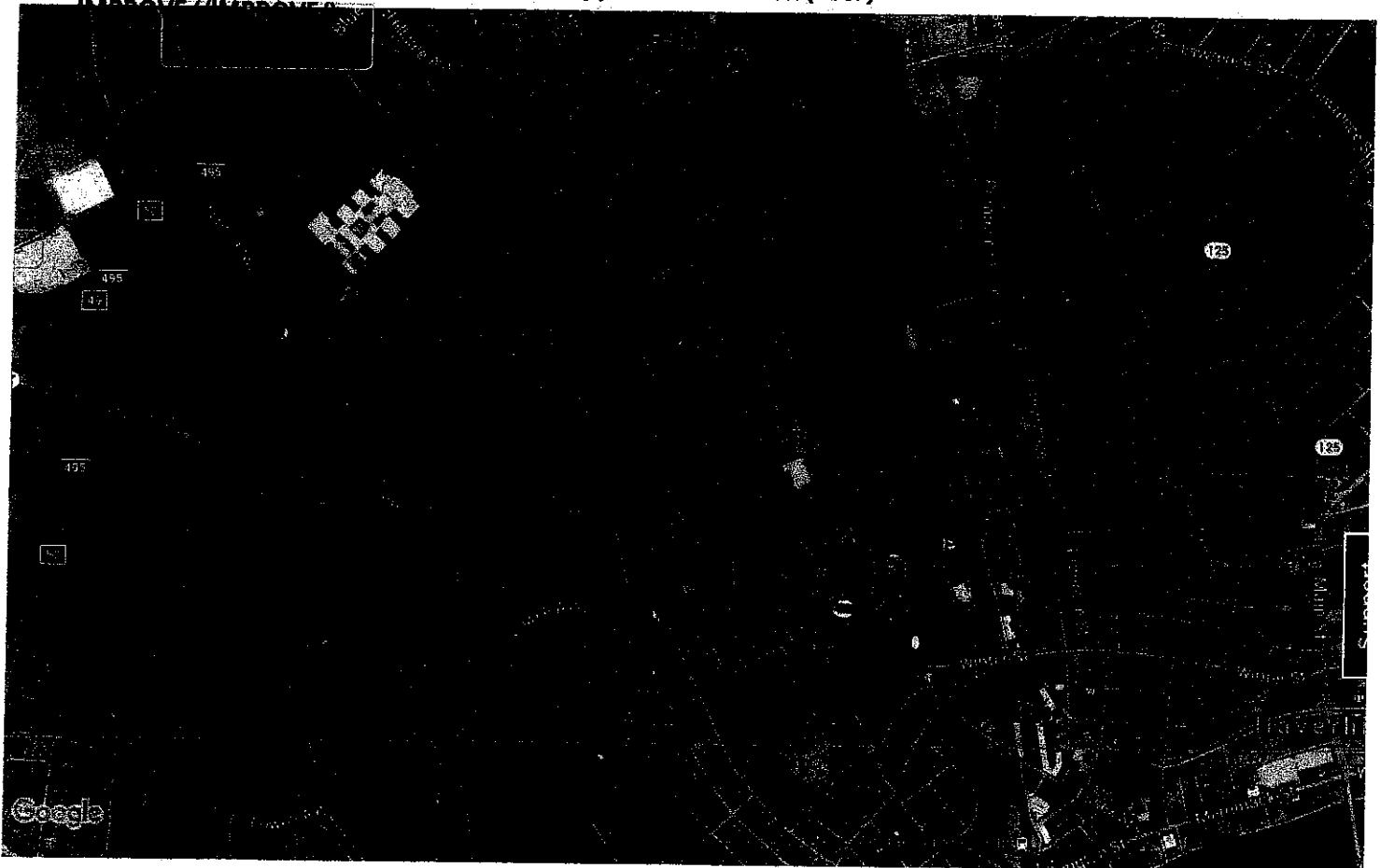


(<http://www.mapmyrun.com>)

MY HOME (/)

DISCOVER (/US/)

Tim (/my_home/)



HILLDALE
TO
BATEMEN
TO

HANNAH
DOSHIA
TO
NB
TO

BROADWAY

2016MAY18 09:38 AM CTVG

10.4.4.1

CITY OF HAVERHILL

DATE 8-22-2017

Honorable President and Members of the Municipal Council:

The undersigned respectfully asks that he may receive a license for

DRAINLAYER

Drainlayer's Name John L. Enos
PRINTED

Signature [Signature]

Home Address:

Street 8 Caldwell Farm Rd. PO box _____

City/Town Byfield, State MA Zip Code 01922

Tel No. 978 352-5606 Cell No. 508 726-1231

Business Name T Ford Co. Inc.

Business Address:

Street 124 Tenney St. PO Box _____

City/town Georgetown State MA Zip Code 01833

Tel No. 978 352-5606 FAX No. 978 352-7943

New/Renewal (Renewal) Fee 100

In Municipal Council,

20

Attest:

APPROVED [Signature]

DENIED _____

CITY CLERK

[Signature]
CITY ENGINEER



DOCUMENT

CITY OF HAVERHILL

In Municipal Council



ORDERED:

To the Honorable Members of the City Council:

Ladies and Gentleman:

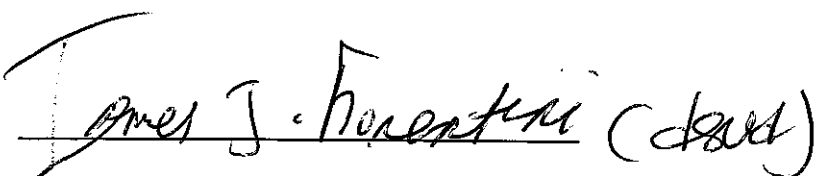
By virtue of the authority vested in me, as Mayor, by the City Charter and Ordinances of the City of Haverhill, and the General Laws of the Commonwealth, I have this day appointed the following persons, as attached, to serve as Precinct Officers in the several wards of the City for the year 2017:

Guy		Berube	17 Coolidge Ave
Madeleine		Colon	185 Sutton Hill
Barbara		Dube	46 Steeple Chase Court
Marina		Garcia	54 Portland St
Christine		Havens	159 East Broadway
Stephen		Jaskelevicus	34 Commonwealth Ave
Shirley		Kern	10 Thornton Ave
Michelle		Rousseau	160 Hale Street
Carrie		Wyse	130 Woburn St Reading MA 01867
Aubrey		Campbell	3 Heritage Farm Rd
Gloria		Mazza	180 Water Street #514
Karren		McCabe	927 Hamel Mill Lofts, 40 Locke St
Christa		Minnis	67 Juniper Wood Drive
Carl		Scheffy	4 Delvine Ter
Alice		Tobiassen	1D 19th Ave
Helen		Witham	25 Bartlett St
Brunilda		Garcia	45 Crawford St
Virgilio		Lizardo	45 Crawford St
Christine		Rau	Newburyport
Barbara		Sarkisian-Arthur	34 West Meadow Rd
Joyce		Thibodeau	19 Shady Lane
Kira		Yarid	13 Dewey St
Louis		Yarid	13 Dewey St
Griselda		Garcia	45 Locust St
Barbara		Albers	4 Rainbow Dr
Julia		De Veaux	170 Washington St#709
Jennifer		Doucette	156 Presidential Dr.
Margaret	M	Gosselin	145 Kingsbury Ave
Nancy		Kyle	32 Trumbull Ave

Rosalind		McKeon	7 Myles Standish Dr. Unit 1
Charles		Mueller	29 Lincolnshire Drive
Marc		St Louis	43 Cedar St
Richard		Williamson	32 Trumbull Ave
Jane		Burgess	75 Brockton Ave
Joyce		DeSimone	39 Germain Ave
Alicia		Haggett	154 Presidential Dr
James		Macdonald	22 Woodrow Ave
Ann		Norman	107 Lowell Ave
Carol		Simone	25 Hannah Dustin St
Bryan		Waters	84 Blossom St
Viola		Wellen	57 Lexington Ave
Gladys		Willer	12 West Meadow Road
Dianne		Coppola	552 South Main St
James		Garner	166 Cedar St
E Lynn		Garner	166 Cedar St
Lynne	M	Gioia	19 Macon Ave
Carole		Pelchat	16 Farrwood Drive
Aileen		Swider	22 Lincolnshire Dr
Ralph		Wightman	170 Washington St#310
Diane		Baker	17 Myles Standish Dr#12
Elinor		Curtin-Cameron	95 Westchester Drive
Carolyn		Hannagan	21 Minot Ave
Patricia	S	Ross	35 Evergreen Drive
Mary	"Paula"	Scovotti	32 Presidential Dr
Milton		Trombley	
Carol		Tuttle	116 Whittaker Ave
Herb		Bergh	15 Forest Ave
Hector		Calderon	26 Rainbow Dr
Stephanie		Croston	305 Farrwood Dr
Owen		Jones	469 Main St Groveland
Kathleen	M	Lavallee	2 Cole Ave
Robert		Lavallee	2 Cole Ave
Michael		Sipple	78 Chestnut St
Virginia		Taylor	213 Groveland Street
Daniel		Beauregard	3 Parsonage Hill Road
Justine		Carrigan	9 Tulip Circle
Robert		Gardella	54 9th Ave
Joseph	J	Giampa	28 Lilac Ln
Michael		LaBonte	150 Millvale Road
Steve		Lemerise	37 Mechanic St
Arina		Montag	27 11th Ave
Madelaine		Thompson-Judkins	80 Auburn Street
Kathleen		Connor	13 Buttonwoods Ave
Lawrence		Hicks	21 Woodland Way
Catherine M.		Hicks	21 Woodland Way
Carol		Hurn	Center St Groveland

Janice		Keyser	57 Tyler Park
Sheryl		Ross	1 Fernald Ave
Dee		Vencis	23 Turner Ave
Steve		Arthur	34 West Meadow Rd
Kathleen		Dacey	21 High St
Kathy		Douglas	121 Brickett Hill Circle
Sandra		Finnigan	37 11th Ave
Karlene		Natalino	93 Farrwood Dr
Julee-Ann		Saldi	75 Hunter's Run Place
Ron		Sarofian	31 Woodland Way
Yvonne		Sarofian	31 Woodland Way
Judith		Boksanski	6 Hawthorne St
Burlinda		Cousins	100 River St 3R
Marilyn		Luther	16 Riverside Ave
Linda		Pooler	17 Seven Sister Road
David		Van Dam	396 Puritan Road
John	W	Woolf	207 Groveland Street
Jeannette		Woolf	207 Groveland Street
Leslie		Ellery	PO Box 64 Merrimac Ma
Richard		Klinger	24 Hancock Street
Frank	J	Komola	17 Chadwick Street
Erik		Nugent	54 Farrwood Dr
Edward		Syvinski	100 Homestead St
Maureen		Vinci	162 Lowell Ave
Alice		Zujewski	45 Beechwood Drive
yakira		Cousins	1 Davis St #3
Judith	A	Jewett	370 Broadway
Patricia		Kalashian	100 Klondike Ave
Kathleen		Kimball	42 Oxford Ave
Doris		McGirr	6D Kennedy Circle
Margaret		Pfifferling	21 Jordan Street
Catherine		Poalletta	52 Albert Ave
Deborah		Richardson	655 West Lowell Ave #6
Francis	X	Buckley	17 Evergreen Dr
Carol		Carifio Mooshia	151 Brown Street
Elaine		Frangente	132-6 West Meadow Rd
Elizabeth		Grube	7 Valleyview Ave
Patricia		Hobitz	4 Squaw Creek Dr
Pamela		Koscielniak	70 Washington St#507
Joseph	M	LoGiudice	16 1st Ave, Merrimac MA
Irl		Clevesy	6 Columbia Ter
Gina		Kucker	22 Perkins Ct
nelson		LaValle	47 East Broadway
Carmen		Letizia	1 Fieldstone Way
Maurice	G.	McGuire	201 Jericho Road
Sarah		Moore	421 Farrwood Drive
Patrick		Murphy	53 Bennington St
Paulette		Alder	33 Arcadia Ave

Sheila		Callahan	27 15th Ave
Grace		Fortuna	4 Brandywine Lane
Kalister	M	Green-Byrd	1 Kennedy Circle Apt A
Catherine		Horgan	50 Lexington Ave
Shawna		Kelley	2 Northwood Terr
Claire		McDermot	4 2nd St, Ipswich
Kathleen		Parker	10 Greenleaf Street
Eileen		Woefel	133 North Ave
Robert		Burke	56 Brickett Hill Cir
Linda		Church	124 Corliss Hill Road
Katherine		Garside	2 Muirfield Ln Methuen
Robert	M	Horgan	2 Delvine Terr
Alex		Mojica	41 4th Ave
Vicki		Westover	35 Belvidere Rd
Janet		Willard	256 Presidential Dr
Edwin		Buckley	36 South Park St
Bethel		Keller	82 South Elm Street
Joanne		Kennedy	64 Lamoille Ave
Cheryl		Lupi	35 Barker St
Charlene		Pope	643 Washington St
Robyanne		Cormier	Haverhill
Mary		Buswell	87 Cogswell Street
Frank		Dawkins	9 Lamoille Street
Maureen		Dawkins	9 Lamoille Street
Joanne		Gucciardi	120 Presidential Drive
Kathy		Harber	70 Washington St #303
Sandra	J	Pearl	70 Edgewood Ave
Rosemary		Scully	86 Westchester Drive
Kevin		Bergin	7 Byron St
Sultana		Diamontopoulos	26 Longview Street
Jinette		Galarza	24 Trinity St 2nd FL
Virginia		Kelley	17 New Hampshire Ave
Wm. Brennen	E	Smith	201 Concord St
Judith		Stackelin	53 Perkins Court
Kathleen		Welch	77 Hilledale Ave #3
Diane		Schapira	183 Brickett Hill Cir
Christena		Flynn	51 Chandler St
Kevin		De Carvalho	23 Ryan Patrick Way
Kathleen		Gelinas	46 Greenville Street

James J. Fiorentini (date)

Mayor James J Fiorentini



DOCUMENT

11.1.2

CITY OF HAVERHILL

In Municipal Council

ORDERED:

That the HAVERHILL SCHOOL COMMITTEE is hereby authorized to execute a Lease Agreement with HAVERHILL HOUSING AUTHORITY for the lease of real property, including the buildings thereon, located at 60 Brown Street, formerly known as the Department of Public Property Barn, located on Assessors' Map 423, Block 151, Lot 17, containing approximately 0.786 acres, a copy of which is attached hereto and incorporated herein.

BROWN STREET LEASE

AGREEMENT made this ____ day of August, 2017, by and between the Haverhill Housing Authority, a public housing authority under the laws of the Commonwealth of Massachusetts with a usual place of business at 25-C Washington Square, Haverhill, MA (hereinafter called "Lessor"), and the Public School Department of the City of Haverhill, a municipal corporation, with a usual place of business at 4 Summer Street, Haverhill, MA (hereinafter called "Lessee").

WHEREAS, Lessor owns certain premises consisting of land and building(s) located at 60 Brown Street, Haverhill, MA, having purchased from said City of Haverhill immediately prior hereto; and

WHEREAS, Lessee desires to lease the premises from Lessor, namely an area of approximately 0.786 acre parcel designated as Haverhill Assessor's Map 423, Block 151, Lot 17. The site includes a barn type building with a primarily clapboard exterior and an asphalt roof cover, as well as an adjacent garage. (hereinafter called "Premises")

NOW, THEREFORE, THE PARTIES AGREE AS FOLLOWS:

1. **PREMISES:** The premises to be leased is the "Premises" set forth above, consisting of land and building(s) at 60 Brown Street, Haverhill, MA.
2. **TERM:** The term of this Lease shall consist of an term of Five (5) years, commencing on October 1, 2017 and terminating on September 30, 2022.
3. **RENT:** Payment of rent shall commence on October 1st of each year of the Lease in the amount of One (\$1.00) dollar.
4. **LAST MONTHS RENT: INTENTIONALLY DELETED**
5. **UTILITIES AND SERVICES:** The parties agree that Lessee shall pay as they become due all bills for heat, electricity, gas, water and wastewater, and any other utilities furnished to the leased premises.
6. **REAL ESTATE TAXES: INTENTIONALLY DELETED**
7. **INSURANCE:** Lessee shall maintain current bodily injury including public liability insurance and property damage insurance in the amount of **\$100,000.00** on said Premises and shall name Lessor as an additional insured. Lessee may obtain additional coverage. Lessee will provide Lessor with a certificate or proof of such insurance annually. Lessee will also be responsible for obtaining and maintaining its own liability insurance on its own operation within said Premises, as well as insurance coverage on its own personal property and equipment.

8. **QUIET POSSESSION:** So long as Lessee performs its obligations, Lessor covenants that Lessee shall be entitled to quiet and peaceful possession of the leased space.

9. **LESSEE'S OBLIGATIONS:** Lessee agrees as follows:

- a. To deliver possession of the premises to Lessor upon termination of this Lease in the same condition as received, ordinary wear and tear and damage by fire, the elements or other casualty excepted.
- b. To not to suffer or permit any violations of federal, state and local laws, ordinances, rules and regulations with regards to any proposed use of the facilities, and, be responsible for the costs thereof.
- c. Not to assign or sublet the demised premises or any part thereof without the prior written consent of Lessor.
- d. Not to permit the leased premises to be overloaded, damaged, stripped, defaced, or suffer any waste.

10. **LESSOR'S REMEDIES:** Lessor may terminate this Lease and enter and take possession of the premises from Lessee, all without waiving any rights which it may have at law or in equity hereunder, without further notice of demand (all such notices and demands being hereby waived unless specifically mentioned below), following any of the following events:

- a. That Lessee shall fail to commence curing any other violation of its covenants within Thirty (30) days after written notice thereof, or, having commenced to cure same as aforesaid, shall fail to carry same to conclusion with due diligence.
- b. Upon the adjudication of Lessee as a bankrupt or the appointment of a receiver of its property that is not dismissed within 30 days.

11. **UNTENANTABILITY:** If the premises, or any portion thereof, are made untenable by fire, the elements, or other casualty, rent for the leased premises, or affected portion thereof, shall abate from date of such casualty to restoration of tenantability. Lessor shall restore same with all reasonable speed and, if Lessor does not restore the premises, or the affected portion thereof, to tenantability within thirty (30) days thereafter, Lessee may then terminate this Lease. If the premises are more than Seventy Five Percent (75%) destroyed by such casualty, either Lessor or Lessee may terminate this Lease unless Lessor is able to rebuild and restore the premises within thirty (30) days of such casualty.

12. **INSPECTION:** Lessor shall have the right to enter the premises during normal business hours for reasonable inspections.

13. **LIABILITY:** Lessor shall not be liable for any personal injury or property damage to Lessee or to its officers, agents and employees, or to any other occupant of any part of the leased premises,

irrespective of how such injury or damage may be caused, unless the injury or damage shall be caused by the negligence of Lessor, its agents, servants or employees.

Lessor shall not be liable for any damage to person or property or loss suffered by the business or occupation of Lessee caused by water from any source whatsoever or from the bursting, overflowing or leaking of sewer or steam pipes or from the heating or plumbing fixtures, unless the injury or damage shall be caused by the negligence of Lessor, its agents, servants or employees.

Unless otherwise provided by law, the Lessee will fully and completely indemnify and hold harmless the Lessor against any and all liability, loss, damages, costs or expenses for personal injury or damage to real or tangible personal property that the Lessor may sustain, incur or be required to pay, arising out of or in connection with the performance of the lease by reason of any negligent action/inaction or willful misconduct by the Lessee, its agents, servants or employees. These provisions shall also include any liability which may result from a workers compensation claim or resulting third party action against the Lessor.

14. **EQUIPMENT AND PERSONAL PROPERTY:** Lessee may install at the demised premises business machines, tools and equipment, and other fixtures and personal property as may be necessary for the conduct of its business.

15. **LESSEE'S ALTERATIONS AND IMPROVEMENTS:** Lessee shall not make or cause to be made any alterations, additions or improvements to the leased Premises in excess of \$2,000.00 (for example, but without limiting the generality of the foregoing, Lessee shall not install or cause to be installed any signs, floor covering, interior or exterior lighting, plumbing fixtures, shades, canopies or awnings, electronic detection devices, antennas, mechanical, or electrical systems, or make any changes to the storefront) without the prior written approval of the Lessor, which approval shall not be unreasonably withheld. Lessee shall present to Lessor plans and specifications for such work at the time approval is sought. Lessee must obtain all applicable permits from the City of Haverhill for any improvements made within the leased space as necessary according to the City of Haverhill requirements.

Tenant Improvements: Lessor has no responsibility for any costs or expenses incurred and assumed by Lessee in regards to said improvements except as provided for herein.

Any and all other improvements shall be made at the expense of the Lessee.

16. **IMPROVEMENTS:** Upon the termination of this Lease, or any extension thereof, any and all improvements, alterations or modifications which are affixed to the real estate, and normally considered to be part of the real estate, shall become the property of the Lessor. This includes, but is not limited to, ceilings, flooring, carpeting, shelving (which is affixed to the real estate), partitions, walls, wall coverings and the like. At the termination of this Lease, Lessee may remove its own personal property not considered part of the real estate, such as Venetian blinds, curtains, office equipment, business machines, trade fixtures, tools and equipment, signs and the like, not affixed to the real estate.

17. **CONDEMNATION:** INTENTIONALLY DELETED

18. **SUBORDINATION: INTENTIONALLY DELETED**

19. **USE OF PREMISES:** Lessee may use the demised premises for the following purposes: repair and maintenance activities for the Haverhill Public Schools, including the storage of tools, equipment and materials, and other related uses.

20. **PARKING FACILITIES: INTENTIONALLY DELETED**

21. **LEGAL FEES: INTENTIONALLY DELETED**

22. **SUCCESSORS AND ASSIGNS:** This Lease will be binding on the heirs, executors, administrators, successors and assigns of all parties hereto.

23. **CONFIDENTIALITY: INTENTIONALLY DELETED**

24. **BROKERAGE: INTENTIONALLY DELETED**

25. **NOTICES:** All notices, demands and requests which may or are required to be given by Either Party to the other shall be in writing and shall be served by personal service or by certified mail, return receipt requested, or by Federal Express or similar overnight delivery service. Service shall be deemed made when tendered for delivery to the Party for whom delivery was intended.

All notices, demands and requests by Lessor to Lessee shall be sent to:

City of Haverhill, Attention: Superintendent of Schools, 4 Summer Street,
Haverhill, MA 01830

All notices, demands, and requests by Lessee to the Lessor shall be sent to:

Haverhill Housing Authority, Attention: Chairperson, 25 Washington Square,
Haverhill, MA 01830

26. **LESSOR'S OBLIGATIONS:** Lessor agrees to maintain the structure of the building of which the leased premises are a part in the same condition as it is at the commencement of this lease, reasonable wear and tear, damage by fire and other casualty excepted, unless said maintenance is required because of the Lessee's negligence or the negligence of those for whose conduct the Lessee is legally responsible. Lessee agrees to be responsible for and perform all snow plowing of the ways, adjacent parking areas, and sidewalks on said premises at no cost to Lessor, Lessor to otherwise maintain same.

27. **RIGHT OF FIRST REFUSAL: INTENTIONALLY DELETED**

28. The shall also maintain boiler/machinery, heating/cooling, and water heater coverage in a

reasonable amount to be determined between the parties. Lessee will be responsible for replacing any and all equipment that is beyond repair.

29. Lessee agrees to save Lessor harmless from, and indemnify Lessor against, to the extent permitted by law, any and all injury, loss or damage and any and all claims for breach of the terms of this lease and for injury, loss or damage, of whatever nature caused by or resulting from any omission or negligence of Lessee or anyone claiming under Lessee including, but without limitation, employees and contractors of Lessee. This indemnity and hold harmless agreement shall include indemnity against all costs, expenses and liabilities incurred in connection with any injury, loss or damage or any such claim, or any proceeding brought thereon or in the defense thereof.

30. ENTIRE AGREEMENT: This Lease embodies the entire agreement between the parties. There are no promises, terms, conditions or obligations referring to the subject matter, other than those contained herein. There may be no modification of this Lease except in writing, executed by both Lessor and Lessee, with the same formalities as this Lease.

IN WITNESS WHEREOF, the parties hereto have caused this instrument to be signed as an instrument under seal on the day and year first above-written.

LESSOR:

Haverhill Housing Authority

Witness

By: _____
Robert V. Driscoll, Chairman, duly
authorized

LESSEE:

Haverhill School Committee

Witness

By: _____
Gail M. Sullivan, Chairperson, duly
authorized

Approved as to form/legality
City Solicitor


**CITY OF HAVERHILL
MASSACHUSETTS
CITY SOLICITOR'S OFFICE**

145 South Main Street
Bradford, MA 01835
(978) 373-2360
FAX: 978/891-5424
EMAIL: billcoxlaw@aol.com

**WILLIAM D. COX, JR.
CITY SOLICITOR**

August 25, 2017

TO: John Michitson, President and Members of the Haverhill City Council

FROM: William D. Cox, Jr., Esq., City Solicitor 

RE: Lease of 60 Brown Street from Haverhill Housing Authority

As you may recall, a short time ago the Council approved the sale of 60 Brown Street to the Haverhill Housing Authority (HHA). One of the requirements of the approved Purchase and Sale Agreement was that a lease of the property for a period of 5 years for the sum of \$1 to the Haverhill Public Schools be entered into at the time of sale.

Attached for your consideration and approval is the proposed Lease. The HHA has agreed to the Lease, and, the School Committee approved the Lease at their most recent meeting. I recommend your approval of the Lease.

Should you have any questions or concerns, please do not hesitate to contact me.

cc: James J. Fiorentini, Mayor



DOCUMENT

11.1.3

CITY OF HAVERHILL

In Municipal Council

ORDERED:

That the Special State Primary to be held in the several wards in the City on TUESDAY, THE TENTH day of OCTOBER 2017; the polls to open at seven o'clock in the forenoon and to close at eight o'clock in the evening, and to be held in accordance with the provisions of Chapter 53 of the General Laws and amendments thereto.

The voters of the Democratic and Republican are requested to meet at their respective ward rooms, as designated, on the above date and give in their votes for the nomination of candidates of their respective parties for

REPRESENTATIVE IN GENERAL COURT.THIRD ESSEX REPRESENTATIVE DISTRICT

And be it further

ORDERED: That notice of the above meeting shall be posted on the Municipal Bulletin Board and in the City Clerk's Office.



DOCUMENT

11.1.4

CITY OF HAVERHILL

In Municipal Council

ORDERED:

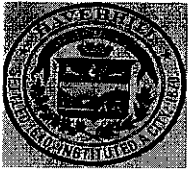
That in accordance with the provisions of Section 63, Chapter 54 of the General Laws, notice is hereby given that Meetings of citizens of the City qualified to vote for City Officers will be held in the several polling places designated for that purpose by the Mayor on TUESDAY, the SEVENTH day of NOVEMBER 2017, and all such citizens will, on said date, in the several precincts in which they are entitled to vote, give in their votes on one ballot for not more than one candidate for the office of MAYOR for the term of two years, for not more than nine candidates for the office of CITY COUNCILLOR for the term of two years, and for not more than three candidates for the office of SCHOOL COMMITTEE for the term of four years.

The polls at said meeting shall be opened at seven o'clock in the forenoon and be kept open until eight o'clock in the evening, and be it further

That the citizens of Haverhill qualified to vote as the law directs be notified and warned to assemble at their respective meeting places on TUESDAY, the SEVENTH DAY of NOVEMBER, 2017 to open at seven o'clock in the forenoon and to close at 8:00 o'clock in the evening, then and there to give in their votes on one ballot for One REPRESENTATIVE IN GENERAL COURT for the Third Essex Representative District;

And be it further;

ORDERED: That notice of the above meetings shall be posted on the Municipal bulletin board and in the City Clerk's Office.



Document
CITY OF HAVERHILL
In Municipal Council

11.1.5

Ordered:

That the Treasurer is authorized to file an application with the appropriate officials of The Commonwealth of Massachusetts (the "Commonwealth") to qualify under Chapter 44A of the General Laws any and all bonds of the City authorized by this Council as of the date hereof, and to provide such information and execute such documents as such officials of the Commonwealth may require in connection therewith.

JAMES J. FIORENTINI
MAYOR



**CITY OF HAVERHILL
MASSACHUSETTS**

CITY HALL, ROOM 100
FOUR SUMMER STREET
HAVERHILL, MA 01830
PHONE 978-374-2300
FAX 978-373-7544
MAYOR@CITYOFHAVERHILL.COM
WWW.CI.HAVERHILL.MA.US

August 31, 2017

City Council President John A. Michitson and Members of the Haverhill City Council

RE: Order to Authorize the Use of Qualified Bonds

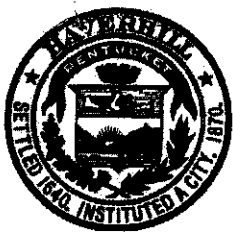
Dear Mr. President and Members of the Haverhill City Council:

Please see attached an order to authorize the use of qualified bonds and a letter from Haverhill City Auditor Charles Benevento. After changes made in the Municipal Modernization Act, the city now needs to pass this order once instead of including the language in the issuance of every bond order. I recommend approval.

Very truly yours,


James J. Fiorentini, Mayor

JJF/lyf



Haverhill

Office of the City Auditor, Room 106
Phone: 978-374-2306 Fax: 978-373-8476
cbenevento@cityofhaverhill.com

MEMO

TO: James Fiorentini, Mayor
FROM: Charles Benevento
SUBJECT: Order to authorize the use of Qualified Bonds
DATE: August 23, 2017
CC:

As you are aware the city has utilized the state qualified bonds program for financing for over a decade. Within this program the State pays the city debt and deducts the payment from the city's state aid.

In the past authorization was included in each bond order sent to Council. After changes made in the Municipal Modernization act the city now need to pass an order to authorize the use of the qualified bond program on a blanket basis (attached order).

CITY COUNCIL

JOHN A. MICHITSON
PRESIDENT
MELINDA E. BARRETT
VICE PRESIDENT
ANDRES X. VARGAS
MICHAEL S. MCGONAGLE
JOSEPH J. BEVILACQUA
COLIN F. LEPAGE
MARY ELLEN DALY O'BRIEN
WILLIAM J. MACEK
THOMAS J. SULLIVAN



CITY OF HAVERHILL
HAVERHILL, MASSACHUSETTS 01830-5843

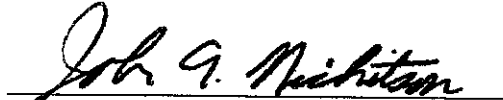
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CITY HALL, ROOM 204
4 SUMMER STREET
TELEPHONE: 978 374-2328
FACSIMILE: 978 374-2329
www.ci.haverhill.ma.us
citycncl@cityofhaverhill.com

August 29, 2017

TO: Members of the City Council:

Council President Michitson and Councillor McGonagle wish to introduce Police Chief Alan DeNaro to address City Council on recent shootings in Haverhill and associated action taken by Haverhill Police Department.


Council President John A. Michitson


Councillor Michael McGonagle

CITY COUNCIL

JOHN A. MICHITSON

PRESIDENT

MELINDA E. BARRETT

VICE PRESIDENT

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CITY OF HAVERHILL

HAVERHILL, MASSACHUSETTS 01830-5843

12.2

CITY HALL, ROOM 204

4 SUMMER STREET

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August 25, 2017

TO: Mr. President and Members of the City Council:

Councillor Barrett requests a discussion about cleaning of trash on streets and the need for more frequent clean up days.

City Councillor Melinda E. Barrett

CITY COUNCIL

JOHN A. MICHITSON
PRESIDENT
MELINDA E. BARRETT
VICE PRESIDENT
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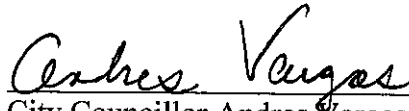
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August 29, 2017

TO: Mr. President and Members of the City Council:

Councillor Andres Vargas requests to introduce Eridania Nieves and youth leaders of the Violence Intervention and Prevention (VIP) team to discuss the upcoming Walk for Peace.


City Councillor Andres Vargas

Haverhill Walk for Peace

STEP IT UP WITH VIP & URBAN KINDNESS
SATURDAY, SEPTEMBER 30
1-3:30 PM

WALK FROM SWASEY FIELD TO SILVER HILL SCHOOL

**ALL ARE
WELCOME!**



FREE EVENT!
COLOR POWDER
MUSIC, ZUMBA & MORE!

CITY COUNCIL

JOHN A. MICHITSON
PRESIDENT
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VICE PRESIDENT
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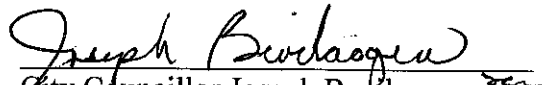
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HAVERHILL, MASSACHUSETTS 01830-5843

12,4
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August 29, 2017

TO: Mr. President and Members of the City Council:

Councillor Joseph Bevilacqua requests a discussion regarding 20 Arlington Street.


City Councillor Joseph Bevilacqua

CITY COUNCIL

JOHN A. MICHITSON
PRESIDENT
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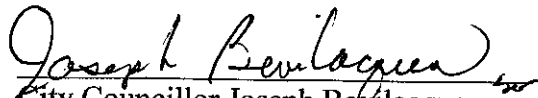
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August 29, 2017

TO: Mr. President and Members of the City Council:

Councillor Joseph Bevilacqua requests a discussion regarding residential project signs.


City Councillor Joseph Bevilacqua

CITY COUNCIL

JOHN A. MICHITSON
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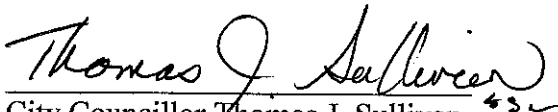
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August 30, 2017

TO: Mr. President and Members of the City Council:

Councillor Thomas Sullivan would like a discussion about school bus drop off/pick up safety at all public schools.


City Councillor Thomas J. Sullivan

CITY COUNCIL

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CITY OF HAVERHILL

HAVERHILL, MASSACHUSETTS 01830-5843

DOCUMENTS REFERRED TO COMMITTEE STUDY

38-F	Communication from Councillors Barrett and LePage requesting to discuss double poles in the City	A & F 9/6/16, 11/31/16, 1/17/17	3/15/16 5/11/17
38-W	Communication from Councillor Barrett requesting to give an update on response from MBTA/Keolis & US EPA about idling trains in Bradford	Citizen Outreach	4/5/16 1/31/17
26E	City of Haverhill – Mayor’s Recommendations, Capital Improvement Program – 2016-2020	A & F 11/3/16, 5/11/2017, 7/25/17	5/31/16 12/6/16
108-N	Communication from Councillors Bevilacqua and LePage requesting discussion regarding appropriate safe regulation of marijuana shop access and locations	A & F	12/6/16
10-B	Communication from President Michitson asking to request from Mayor status of facility improvements to public buildings and parks to comply with American w/ Disabilities Act (ADA)	Citizen Outreach	1/3/17 1/31/17, 8/15/17
10-U	Communication from President Michitson requesting discussion on next steps to provide comprehensive long range plan for Haverhill	Citizen Outreach	1/31/17 8/15/17
10-X	Communication from Councillor Bevilacqua requesting to discuss ways to address senior citizen needs in Haverhill	Citizen Outreach	1/31/17
31-K	Communication from Councillor Macek requesting to discuss proposal to create bike lanes throughout the City	Planning & Dev.	2/14/17
58-D	Communication from Councillors Sullivan, Macek and Bevilacqua requesting to discuss ongoing tree problem on City property abutting & impacting Holland’s Flowers at 577 S. Main St	NRPP	4/25/17
58-G	Communication from President Michitson requesting to present an update on the meeting with group homes stakeholders to address severe problems in Haverhill	Public Safety	5/2/17
58-I	Communication from Councillor Bevilacqua requesting discussion regarding assistance new businesses	Planning & Dev.	5/2/17
103-C	Communication from Councillors Daly O’Brien & Macek re: street openings, sunken roadway repair and replacing pavement	Planning & Dev.	8/22/17
103-D	Communication from Councillor Daly O’Brien requesting to discuss smoking near outdoor dining	Planning & Dev.	8/22/17